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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,)
09 Plaintiff,) CASE NO. CR11-5471-RAJ
10 v.)
11 JUAN CRUZ CRUZ,) DETENTION ORDER
12 Defendant.)
13 _____)

14 Offense charged: Possession with Intent to Distribute Cocaine and Heroin

15 Date of Detention Hearing: October 13, 2011.

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
18 that no condition or combination of conditions which defendant can meet will reasonably
19 assure the appearance of defendant as required and the safety of other persons and the
20 community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant was not interviewed by Pretrial Services. There is very little
04 information available and/or verified about his background or ties to the District. Defendant is
05 a native of Mexico and a lawful resident of the United States. He was initially arrested in the
06 District of Idaho and transferred to this District.

07 3. Taken as a whole, the record does not effectively rebut the presumption that no
08 condition or combination of conditions will reasonably assure the appearance of the defendant
09 as required and the safety of the community.

10 It is therefore ORDERED:

- 11 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
12 General for confinement in a correction facility separate, to the extent practicable, from
13 persons awaiting or serving sentences or being held in custody pending appeal;
- 14 2. Defendant shall be afforded reasonable opportunity for private consultation with
15 counsel;
- 16 3. On order of the United States or on request of an attorney for the Government, the
17 person in charge of the corrections facility in which defendant is confined shall deliver
18 the defendant to a United States Marshal for the pupose of an appearance in connection
19 with a court proceeding; and
- 20 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
21 for the defendant, to the United States Marshal, and to the United State Pretrial Services
22 Officer.

01 DATED this 13th day of October, 2011.

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04 Mary Alice Theiler
05 United States Magistrate Judge
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